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3	Honorable John C. Coughenour	
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7	UNITED STATES DISTRICT COURT WESTERN DISTRICT OF WASHINGTON	
8	AT SEATTLE	
9	WA GUDAGEON GELEE DEDUNING AN	
10	WASHINGTON STATE REPUBLICAN PARTY, et al.,	NO. CV05-0927-JCC
11	Plaintiffs,	AMENDED
12	WASHINGTON DEMOCRATIC	DECLARATION OF LUKE ESSER IN SUPPORT OF PLAINTIFFS' MOTION FOR
13	CENTRAL COMMITTEE, et al.,	PARTIAL SUMMARY JUDGMENT
14	Plaintiff Intervenors,	NOTE ON MOTION CALENDAR: SEPTEMBER 17, 2010
15	LIBERTARIAN PARTY OF	ORAL ARGUMENT REQUESTED
16	WASHINGTON STATE, et al.,	ORAL ARGUMENT REQUESTED
17	Plaintiff Intervenors, v.	
18	STATE OF WASHINGTON, et al.,	
19	Defendant Intervenors,	
20	WASHINGTON STATE GRANGE,	
21	Defendant Intervenors.	
22	Defendant Intervenors.	
23		
24	I, Luke Esser, hereby declare under penalty of perjury as follows:	
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	DECLARATION OF LUKE ESSER - 1	LIVENGOOD, FITZGERALD & ALSKOG 121 THIRD AVENUE P.O. BOX 908 KIRKLAND, WASHINGTON 98083-0908 PHONE: (425) 822-9281 FAX: (425) 828-0908

- 1. I am Chairman of the Washington State Republican Party ("the Party") in this matter. I am over the age of eighteen, have personal knowledge of the matters set forth herein, and am competent to testify thereto. I submit this declaration in support of the WSRP's Motion for Partial Summary Judgment.
- 2. Attached is a true and correct copy of Policy Statement 98-1, both as originally adopted and as amended in 2008 by the Republican State Committee of Washington. This Policy Statement defines those persons who are considered to be members of the Washington State Republican Party.
- 3. In 2006, Precinct Committee Officer Elections for the Republican Party were conducted by the State on separate party ballots. It is my belief that in some counties physically separate ballots were used for each party's candidates. My recollection is that King County used a "consolidated ballot" which separated party candidates by section.
- 4. In 2008, the State administered PCO elections on a single blanket-style ballot and did not restrict selection of PCO candidates to Republican voters only.
- 5. In addition, during 2008, at least two counties issued Certificates of Election or Letters of Certification to PCO candidates who did not meet the requirements set forth in state law and party rules that the PCO candidate must obtain at least ten percent of the vote as the Republican candidate who received the most votes in that precinct. The State has indicated that counties will continue to certify the election of PCO candidates again in 2010 without regard to the ten percent vote threshold.

DATED this 26th day of August, 2010 at Bellevue, Washington.

LUKE ESSER

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DECLARATION OF LUKE ESSER - 2 LIVENGOOD, FITZGERALD & ALSKOG 121 THIRD AVENUE P.O. BOX 908 KIRKLAND, WASHINGTON 98083-0908 PHONE: (425) 822-9281 FAX: (425) 828-0908 WSRP POLICY STATEMENT

Number: 98-1 Date: 05/16/98

SUBJECT: MEMBERSHIP IN THE WASHINGTON STATE REPUBLICAN PARTY

POLICY:

The following persons will be considered members of the WSRP:

- 1. Mombers of the State Committee and State Executive Board.
- 2. Republican Precinct Committee Officers and Precinct Chairmen.
- 3. Individuals who have contributed to the WSRP in the last three calendar years.
- 4. Individuals who self-describe themselves as always voting for the Republican candidate for partisan elected office.
- 5. Participants in the biennial convention process within the preceding four years, including precinct caucus attendees, delegates and alternates to county conventions, delegates and alternates to the state convention and delegates and alternates to the national convention.
- 6. Other individuals who have affirmatively state their intentions to become members of the Washington State Republican Party, and who have demonstrated support of the party, its candidates and programs.
- 7. Elected Republican officials.
- 8. Recognized Republican Auxiliary Organizations.

WSRP POLICY STATEMENT

Number: 98-1 Date: 05/16/98 Revised: 7/12/08

SUBJECT: MEMBERSHIP IN THE WASHINGTON STATE REPUBLICAN PARTY

POLICY:

The following persons will be considered members of the WSRP:

- 1. Members of the State Committee and State Executive Board.
- 2. Republican Precinct Committee Officers and Precinct Chairmen.
- 3. Individuals who have contributed to the WSRP in the last four calendar years.
- 4. Individual Party Members self-described as Republicans based on Voter Vault identification programs.
- 5. Participants in the biennial convention process within the preceding four years, including precinct caucus attendees, delegates and alternates to county conventions, delegates and alternates to the state convention and delegates and alternates to the national convention.
- 6. Other individuals who have affirmatively state their intentions to become members of the Washington State Republican Party, and who have demonstrated support of the party, its candidates and programs.
- 7. Elected Republican officials.
- 8. Recognized Republican Auxiliary Organizations.
